

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:10cv639-MOC-DCK**

JANICE LAND,)	
)	
)	
Plaintiff,)	
Vs.)	ORDER ADOPTING
)	RECOMMENDATION
GENPAK LLC,)	OF MAGISTRATE JUDGE
)	
)	
Defendant.)	
)	

THIS MATTER is before the court on review of a Memorandum and Recommendation by the Honorable David C. Keesler, United States Magistrate Judge, recommending that the court grant Defendant's motion to dismiss Plaintiff's claims. [Doc. 17] Plaintiff filed a timely objection to the Memorandum and Recommendation.¹ [Doc. 19.]

FINDINGS AND CONCLUSIONS

I. Applicable Standard

The Federal Magistrate Act provides that "a district court shall make a *de novo* determination of those portions of the report or specific proposed findings or

¹ Plaintiff asserts merely conclusory objections stating that she is entitled to relief, and she wholly fails to direct the court to a specific error in the magistrate judge's proposed findings and recommendations. Thus, *de novo* review is not required.

recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); *Camby v. Davis*, 718 F.2d 198, 200 (4th Cir. 1983). However, “when objections to strictly legal issues are raised and no factual issues are challenged, *de novo* review of the record may be dispensed with.” *Orpiano v. Johnson*, 687 F.2d 44, 47 (4th Cir. 1982). Similarly, *de novo* review is not required by the statute “when a party makes general or conclusory objections that do not direct the court to a specific error in the magistrate judge’s proposed findings and recommendations.” *Id.* Moreover, the statute does not on its face require any review at all of issues that are not the subject of an objection. *Thomas v. Arn*, 474 U.S. 140, 149 (1985); *Camby*, 718 F.2d at 200. Nonetheless, a district judge is responsible for the final determination and outcome of the case.

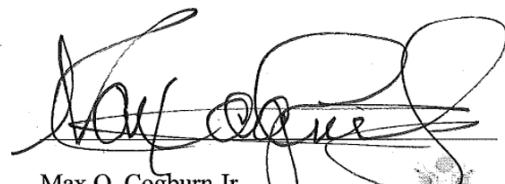
II. Discussion

After a careful review of the magistrate judge’s recommendation on the motion to dismiss, I find that the magistrate judge correctly determined that dismissal is appropriate. Thus, the court will adopt the M&R of the magistrate judge as its own.

ORDER

IT IS, THEREFORE, ORDERED that the Memorandum and Recommendation (#17) is **ADOPTED** in its entirety.

Signed: July 14, 2011



Max O. Cogburn Jr.
United States District Judge